

MEMORANDUM OF LAW

DATE: July 11, 1994

TO: Jim Spotts, Director, Real Estate Assets Department

FROM: City Attorney

SUBJECT: De Anza Mobile Home Park - Relocation

Please see the attached memorandum prepared by a legal intern. I specifically asked the legal intern to provide me with "an objective review." You will note that the intern prepared an extensive analysis of the relocation law issues and concluded that the De Anza residents are not entitled to any relocation payment from the City. I agree with the conclusions.

I would recommend that we share this memorandum with the attorney for the De Anza residents as well as the attorney for the De Anza lessee. They will almost certainly want to do their own legal analysis and, as I have told the attorney representing the tenants, if he has any legal basis whatsoever to support a position that the City is legally obligated to make relocation payments, I would be pleased to review the matter again.

JOHN W. WITT, City Attorney

By

Harold O. Valderhaug

Chief Deputy City Attorney

HOV:ps:731.7

Attachment

ML-94-57

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